

ADRMOP, APPEAL, CLOSED, E-Filing, ProSe

**U.S. District Court
California Northern District (San Francisco)
CIVIL DOCKET FOR CASE #: 3:07-cv-06213-PJH
Internal Use Only**

Lopes v. Fremont Freewheelers et al
Assigned to: Hon. Phyllis J. Hamilton
Case in other court: Alameda Superior Court, HG07324585
Cause: 42:1981 Civil Rights

Date Filed: 12/07/2007
Date Terminated: 08/07/2008
Jury Demand: Plaintiff
Nature of Suit: 440 Civil Rights: Other
Jurisdiction: Federal Question

Plaintiff

Cornelius Lopes

represented by **Cornelius Lopes**
6251 Quartz Place
Newark, CA 94560
510-790-3818
PRO SE

V.

Defendant

Fremont Freewheelers
TERMINATED: 08/07/2008

represented by **Mark Philip Meuser**
P.O. Box 5412
Walnut Creek , CA 94596
415-577-2850
Fax: 925-262-2318
Email: mpm@markmeuser.com
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

K&K Insurance
TERMINATED: 08/07/2008

Defendant

USA Cycling, Inc.

represented by **David Ian Dalby**
Hinshaw & Culbertson LLP
One California Street
18th Floor
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Casey Ann Hatton
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ATTORNEY TO BE NOTICED

Defendant

Robert Parker

TERMINATED: 08/07/2008

Defendant

Lawrence Upthegrove

TERMINATED: 08/07/2008

Defendant

Lloyd Rath

TERMINATED: 08/07/2008

Defendant

Richard Brockie

represented by **Mark Philip Meuser**
(See above for address)
*LEAD ATTORNEY
ATTORNEY TO BE NOTICED*

Defendant

Gary Birch

represented by **Mark Philip Meuser**
(See above for address)
*LEAD ATTORNEY
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Defendant

Sally Wilson

represented by **Mark Philip Meuser**
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Defendant

Jason Sage

represented by **Mark Philip Meuser**
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*LEAD ATTORNEY
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Defendant

Tim O'Hara

represented by **Mark Philip Meuser**
(See above for address)
LEAD ATTORNEY
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Defendant

Jeff Wrong

TERMINATED: 08/07/2008

Defendant

CB Richard Ellis

represented by **Norman Charles La Force**
Fortune O'Sullivan & Hudson
560 Mission Street
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415-227-2300
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TERMINATED: 03/13/2008
ATTORNEY TO BE NOTICED

Defendant

Bryan Sheppard

TERMINATED: 08/07/2008

Defendant

Larry Nolan

represented by **Mark Philip Meuser**
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Steve Grusis

TERMINATED: 08/07/2008

Defendant

Larry Rosa

TERMINATED: 08/07/2008

Defendant

Linda Buffetti

represented by **Casey Ann Hatton**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

David Ian Dalby
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Defendant

Joe Baughman*TERMINATED: 08/07/2008***Defendant****Peter Allen***TERMINATED: 08/07/2008***Defendant****FFBC Race Team***TERMINATED: 08/07/2008***Defendant****Newark Police Department**represented by **Furah Zamir Faruqui**

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ATTORNEY TO BE NOTICED

Defendant**Casey Carrington***TERMINATED: 08/07/2008***Defendant****Jim Davis**represented by **Furah Zamir Faruqui**

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ATTORNEY TO BE NOTICED

Gary M. Lepper

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ATTORNEY TO BE NOTICED

Defendant**Shara Mesic***Alameda County Deputy D.A.*represented by **Maureen M. Duffy**

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Defendant

Lisa Faria
Deputy D.A.

represented by **Maureen M. Duffy**
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Steven Craig Wolan
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Andrea S. Carlise
(See above for address)
ATTORNEY TO BE NOTICED

Defendant

Petagrew
Deputy D.A.

represented by **Maureen M. Duffy**
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LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Steven Craig Wolan
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LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Andrea S. Carlise
(See above for address)
ATTORNEY TO BE NOTICED

Defendant**Officer Joseph Dale Wren**

represented by **Furah Zamir Faruqui**
(See above for address)
LEAD ATTORNEY
ATTORNEY TO BE NOTICED

Gary M. Lepper
(See above for address)
ATTORNEY TO BE NOTICED

Defendant**Northern California and Nevada Cycling****Assoc. (NCNCA)****TERMINATED: 08/07/2008****Defendant****Alameda County District Attorney****TERMINATED: 08/07/2008**

Date Filed	#	Docket Text
12/07/2007	1	NOTICE OF REMOVAL from Alameda Superior Court. Their case number is HG07354585. (Filing fee \$350 receipt number 34611013298). Filed by CB Richard Ellis, Inc. (sv, COURT STAFF) (Filed on 12/7/2007) Modified on 1/25/2008 (far, COURT STAFF). (far, COURT STAFF). (Entered: 12/14/2007)
12/07/2007	2	CERTIFICATE OF SERVICE by CB Richard Ellis, Inc. re 1 Notice of Removal (sv, COURT STAFF) (Filed on 12/7/2007) Modified on 1/25/2008 (far, COURT STAFF). (far, COURT STAFF). (Entered: 12/14/2007)
12/07/2007	3	ADR SCHEDULING ORDER: Case Management Statement due by 3/12/2008. Case Management Conference set for 3/19/2008 10:30 AM. (Attachments: # 1 Standing Order for Judge Larson, # 2 Standing Order for all Judges)(sv, COURT STAFF) (Filed on 12/7/2007) (Entered: 12/14/2007)
12/07/2007		CASE DESIGNATED for Electronic Filing. (sv, COURT STAFF) (Filed on 12/7/2007) (Entered: 12/14/2007)
12/13/2007	4	MOTION to Dismiss filed by CB Richard Ellis, Inc. Motion Hearing set for 1/30/2008

		09:30 AM in Courtroom F, 15th Floor, San Francisco. (ga, COURT STAFF) (Filed on 12/13/2007) Modified on 1/25/2008 (far, COURT STAFF). (far, COURT STAFF). (Entered: 12/19/2007)
12/13/2007	5	MEMORANDUM of POINTS and AUTHORITIES in Support re 4 MOTION to Dismiss filed by CB Richard Ellis, Inc. (ga, COURT STAFF) (Filed on 12/13/2007) Modified on 1/25/2008 (far, COURT STAFF). (far, COURT STAFF). (Entered: 12/19/2007)
12/13/2007	6	Request for Judicial Notice re 4 MOTION to Dismiss filed by CB Richard Ellis, Inc. (ga, COURT STAFF) (Filed on 12/13/2007) Modified on 1/25/2008 (far, COURT STAFF). (far, COURT STAFF). (Entered: 12/19/2007)
12/13/2007	7	CERTIFICATE OF SERVICE by CB Richard Ellis, Inc. re 5 Memorandum in Support, 4 MOTION to Dismiss, 6 Request for Judicial Notice (ga, COURT STAFF) (Filed on 12/13/2007) Modified on 1/25/2008 (far, COURT STAFF). (far, COURT STAFF). (Entered: 12/19/2007)
12/19/2007	8	CONSENT to Proceed Before a US Magistrate Judge by CB Richard Ellis, Inc. (LaForce, Norman) (Filed on 12/19/2007) Modified on 1/25/2008 (far, COURT STAFF). (Entered: 12/19/2007)
01/09/2008	9	Opposition to Norman LaForce attorney for CB Ellison by Cornelius Lopes. (ga, COURT STAFF) (Filed on 1/9/2008) (ga, COURT STAFF). (Entered: 01/10/2008)
01/09/2008	10	Opposition to Gary Lepper Newark Attorney to by Cornelius Lopes. (ga, COURT STAFF) (Filed on 1/9/2008) (ga, COURT STAFF). (Entered: 01/10/2008)
01/10/2008	11	NOTICE of Appearance by Gary M. Lepper (Lepper, Gary) (Filed on 1/10/2008) (Entered: 01/10/2008)
01/16/2008	12	REPLY in Support of 4 Motion to Dismiss filed by CB Richard Ellis, Inc. (LaForce, Norman) (Filed on 1/16/2008) Modified on 1/22/2008 (ga, COURT STAFF). Modified on 1/25/2008 (far, COURT STAFF). (Entered: 01/16/2008)
01/22/2008	13	CLERK'S NOTICE of Impending Reassignment to U.S. District Judge (wh, COURT STAFF) (Filed on 1/22/2008) (Entered: 01/22/2008)
01/22/2008	14	Declination to Proceed Before a U.S. Magistrate Judge by Cornelius Lopes. (ga, COURT STAFF) (Filed on 1/22/2008) (Entered: 01/22/2008)
01/24/2008	15	ORDER REASSIGNING CASE. Case reassigned to Judge Hon. Phyllis J. Hamilton for all further proceedings. Judge Magistrate Judge James Larson no longer assigned to the case. Signed by Judge Executive Committee on 1/24/08. (mab, COURT STAFF) (Filed on 1/24/2008) (Entered: 01/24/2008)
01/25/2008	16	CLERK'S NOTICE re: Notice of Removal 1 , Certificate of Service 2 , Motion to Dismiss 4 , Memorandum of Points and Authorities 5 , Request for Judicial Notice 6 and Certificate of Service 7 ; Failure to E-File and/or Failure to Register as an E-Filer (far, COURT STAFF) (Filed on 1/25/2008) (Entered: 01/25/2008)
01/31/2008	17	ORDER SETTING CASE MANAGEMENT CONFERENCE. Signed by Judge Phyllis J. Hamilton on 1/31/08. (Attachments: # 1 Certificate of Service)(nah, COURT STAFF) (Filed on 1/31/2008) (Entered: 01/31/2008)
01/31/2008		Set Deadlines/Hearings: Case Management Conference set for 3/20/2008 02:30 PM. Case

		Management Statement due by 3/13/2008. (nah, COURT STAFF) (Filed on 1/31/2008) (Entered: 01/31/2008)
02/01/2008	18	RE-NOTICE OF 4 MOTION TO DISMISS filed by CB Richard Ellis, Inc. Motion Hearing set for 4/2/2008 09:00 AM. (LaForce, Norman) (Filed on 2/1/2008) Modified on 2/4/2008 (far, COURT STAFF). (Entered: 02/01/2008)
02/01/2008	19	ORDER. Signed by Judge Hamilton on 2/1/2008. (pjhl1, COURT STAFF) (Filed on 2/1/2008) (Entered: 02/01/2008)
02/01/2008		(Court only) ***Deadlines terminated. (far, COURT STAFF) (Filed on 2/1/2008) (Entered: 02/04/2008)
02/01/2008		(Court only) ***Motions terminated: 18 RE-NOTICE OF 4 MOTION TO DISMISS filed by CB Richard Ellis, Inc. (far, COURT STAFF) (Filed on 2/1/2008) (Entered: 02/04/2008)
03/07/2008	20	STIPULATION <i>To Continue Case Management Conference</i> by Newark Police Department, Jim Davis, Joseph Dale Wren. (Lepper, Gary) (Filed on 3/7/2008) (Entered: 03/07/2008)
03/10/2008	21	ORDER by Judge Hamilton granting 4 Motion to Dismiss (pjhl1, COURT STAFF) (Filed on 3/10/2008) (Additional attachment(s) added on 3/11/2008: # 1 Certificate of Service) (nah, COURT STAFF). (Entered: 03/10/2008)
03/11/2008	22	STIPULATION AND ORDER TO CONTINUE CASE MANAGEMENT CONFERENCE re 20 Stipulation filed by Jim Davis, Joseph Dale Wren, Newark Police Department. Initial Case Management Conference set for 4/3/2008 02:30 PM. Signed by Judge Phyllis J. Hamilton on 3/11/08. (Attachments: # 1 Certificate of Service)(nah, COURT STAFF) (Filed on 3/11/2008) (Entered: 03/11/2008)
03/11/2008		Set Deadlines/Hearings: Case Management Statement due by 3/27/2008. (nah, COURT STAFF) (Filed on 3/11/2008) (Entered: 03/11/2008)
03/12/2008	23	Proposed Order <i>JUDGMENT OF DISMISSAL</i> by CB Richard Ellis, Inc.. (LaForce, Norman) (Filed on 3/12/2008) (Entered: 03/12/2008)
03/13/2008	24	JUDGMENT OF DISMISSAL AS TO DEFENDANT CB RICHARD ELLIS. Signed by Judge Phyllis J. Hamilton on 3/13/08. (nah, COURT STAFF) (Filed on 3/13/2008) (Additional attachment(s) added on 3/13/2008: # 1 Certificate of Service) (nah, COURT STAFF). (Entered: 03/13/2008)
03/13/2008		(Court only) *** Party CB Richard Ellis, Inc. terminated. (nah, COURT STAFF) (Filed on 3/13/2008) (Entered: 03/13/2008)
03/27/2008	25	CASE MANAGEMENT STATEMENT filed by Newark Police Department, Jim Davis, Joseph Dale Wren. (Lepper, Gary) (Filed on 3/27/2008) (Entered: 03/27/2008)
03/27/2008	27	REQUEST to Continue Case Management Conference Date filed by Cornelius Lopes. (far, COURT STAFF) (Filed on 3/27/2008) (Entered: 03/31/2008)
03/28/2008	26	ORDER GRANTING 27 REQUEST TO CONTINUE CASE MANAGEMENT CONFERENCE. Signed by Judge Hamilton on 3/28/08. (pjhl1, COURT STAFF) (Filed on 3/28/2008) (Additional attachment(s) added on 3/31/2008: # 1 Certificate of Service) (nah, COURT STAFF). Modified on 4/3/2008 (far, COURT STAFF). (Entered: 03/28/2008)
03/31/2008		(Court only) ***Motions terminated: 27 MOTION to Continue filed by Cornelius Lopes.

		(far, COURT STAFF) (Filed on 3/31/2008) (Entered: 03/31/2008)
04/15/2008	28	Summons Issued as to Sally Wilson, Jason Sage, Tim O'Hara, Bryan Sheppard, Larry Nolan, Steve Grusis, Lind Buffetti, Joe Baughman, Peter Allen, Casey Carrington, Alameda County Shara Mesic Deputy D.A., Lisa Faria, Petagrew, Fremont Freewheelers, K&K Insurance, USA Cycling Northern California and Nevada Cycling Assoc. (NCNCA), Robert Parker, Lawrence Upthegrove, Lloyd Rath, Richard Brockie, Gary Birch. (far, COURT STAFF) (Filed on 4/15/2008) (Entered: 04/16/2008)
04/16/2008	29	Summons Issued as to Newark Police Department. (far, COURT STAFF) (Filed on 4/16/2008) (Entered: 04/16/2008)
04/30/2008	30	NOTICE of Appearance by Mark Philip Meuser (Meuser, Mark) (Filed on 4/30/2008) (Entered: 04/30/2008)
05/02/2008	31	ORDER TO SHOW CAUSE. Signed by Judge Hamilton on 5/2/2008. (pjhlc1, COURT STAFF) (Filed on 5/2/2008) (Additional attachment(s) added on 5/2/2008: # 1 Certificate of Service) (nah, COURT STAFF). (Entered: 05/02/2008)
05/07/2008	32	MOTION to Dismiss filed by Larry Nolan. Motion Hearing set for 6/25/2008 09:00 AM in Courtroom 3, 17th Floor, San Francisco. (Meuser, Mark) (Filed on 5/7/2008) (Entered: 05/07/2008)
05/07/2008	33	MEMORANDUM OF POINTS AND AUTHORITIES in Support of 32 MOTION to Dismiss filed by Larry Nolan. (Related document(s) 32) (Meuser, Mark) (Filed on 5/7/2008) Modified on 5/7/2008 (far, COURT STAFF). (Entered: 05/07/2008)
05/07/2008	34	Request for Judicial Notice in Support of 32 MOTION to Dismiss filed by Larry Nolan. (Related document(s) 32) (Meuser, Mark) (Filed on 5/7/2008) Modified on 5/7/2008 (far, COURT STAFF). (Entered: 05/07/2008)
05/07/2008	35	CERTIFICATE OF SERVICE by Larry Nolan re 34 Request for Judicial Notice, 32 MOTION to Dismiss, 33 Memorandum (Meuser, Mark) (Filed on 5/7/2008) Modified on 5/7/2008 (far, COURT STAFF). (Entered: 05/07/2008)
05/12/2008	36	MOTION to Dismiss <i>Pursuant to FRCP 12(b)(6)</i> filed by Linda Buffetti, USA Cycling, Inc. Motion Hearing set for 6/25/2008 09:00 AM in Courtroom 3, 17th Floor, San Francisco. (Attachments: # 1 Memorandum of Points & Authorities in Support of Motion to Dismiss, # 2 Declaration of Linda Buffetti in Support of Motion to Dismiss, # 3 Request for Judicial Notice in Support of Motion to Dismiss, # 4 Proposed Order)(Dalby, David) (Filed on 5/12/2008) Modified on 5/14/2008 (far, COURT STAFF). (Entered: 05/12/2008)
05/13/2008	37	NOTICE OF MOTION AND MOTION TO DISMISS 1 COMPLAINT FOR FAILURE TO STATE A CLAIM UPON WHICH RELIEF CAN BE GRANTED [FRCP 12(b)(6) OR, IN THE ALTERNATIVE, MOTION FOR MORE DEFINITE STATEMENT [FRCP 12(e)] filed by Alameda County Shara Mesic Deputy D.A., Lisa Faria, Petagrew. Motion Hearing set for 6/25/2008 09:00 AM in Courtroom 3, 17th Floor, San Francisco. (Carlise, Andrea) (Filed on 5/13/2008) Modified on 5/14/2008 (far, COURT STAFF). (Entered: 05/13/2008)
05/13/2008	38	MEMORANDUM OF POINTS AND AUTHORITIES in Support of 37 NOTICE OF MOTION AND MOTION TO DISMISS COMPLAINT FOR FAILURE TO STATE A CLAIM UPON WHICH RELIEF CAN BE GRANTED [FRCP 12(b)(6) OR, IN THE ALTERNATIVE, MOTION FOR MORE DEFINITE STATEMENT [FRCP 12(e)] filed by Alameda County Shara Mesic Deputy D.A., Lisa Faria, Petagrew. (Related document(s)

		(37) (Carlise, Andrea) (Filed on 5/13/2008) Modified on 5/14/2008 (far, COURT STAFF). (Entered: 05/13/2008)
05/13/2008	39	Request for Judicial Notice IN SUPPORT OF 37 MOTION TO DISMISS PURSUANT TO RULE 12(b)(6) filed by Alameda County Shara Mesic Deputy D.A., Lisa Faria, Petagrew. (Attachments: # 1 Exhibit A, # 2 Exhibit B, # 3 Exhibit C)(Carlise, Andrea) (Filed on 5/13/2008) Modified on 5/14/2008 (far, COURT STAFF). (Entered: 05/13/2008)
05/13/2008	40	CERTIFICATE OF SERVICE BY MAIL ON PLAINTIFF CORNELIUS LOPES re 37 38 39 41 by Alameda County Shara Mesic Deputy D.A., Lisa Faria, Petagrew (Carlise, Andrea) (Filed on 5/13/2008) Modified on 5/14/2008 (far, COURT STAFF). (Entered: 05/13/2008)
05/13/2008	41	Proposed Order re 37 MOTION TO DISMISS by Alameda County Shara Mesic Deputy D.A., Lisa Faria, Petagrew. (Carlise, Andrea) (Filed on 5/13/2008) Modified on 5/14/2008 (far, COURT STAFF). (Entered: 05/13/2008)
05/13/2008		(Court only) ***Attorney Steven Craig Wolan for Alameda County Shara Mesic Deputy D.A., Lisa Faria and Petagrew, Maureen M. Duffy for Alameda County Shara Mesic Deputy D.A., Lisa Faria and Petagrew added. (far, COURT STAFF) (Filed on 5/13/2008) (Entered: 05/14/2008)
05/16/2008	47	ANSWER to 31 Order to Show Cause by Cornelius Lopes. (far, COURT STAFF) (Filed on 5/16/2008) (Entered: 05/21/2008)
05/16/2008	48	SUMMONS Returned Executed by Cornelius Lopes. Gary Birch served on 4/29/2008, answer due 5/19/2008. (far, COURT STAFF) (Filed on 5/16/2008) (Entered: 05/21/2008)
05/16/2008	49	SUMMONS Returned Executed by Cornelius Lopes. Richard Brockie served on 4/29/2008, answer due 5/19/2008. (far, COURT STAFF) (Filed on 5/16/2008) (Entered: 05/21/2008)
05/16/2008	50	SUMMONS Returned Executed by Cornelius Lopes. Linda Buffetti served on 4/23/2008, answer due 5/13/2008. (far, COURT STAFF) (Filed on 5/16/2008) (Entered: 05/21/2008)
05/16/2008	51	SUMMONS Returned Executed by Cornelius Lopes. Shara Mesic served on 4/25/2008, answer due 5/15/2008; Lisa Faria served on 4/25/2008, answer due 5/15/2008; Petagrew served on 4/25/2008, answer due 5/15/2008. (far, COURT STAFF) (Filed on 5/16/2008) (Entered: 05/21/2008)
05/16/2008	52	SUMMONS Returned Executed by Cornelius Lopes. Fremont Freewheelers served on 4/29/2008, answer due 5/19/2008. (far, COURT STAFF) (Filed on 5/16/2008) (Entered: 05/21/2008)
05/16/2008	53	SUMMONS Returned Executed by Cornelius Lopes. Tim O'Hara served on 4/29/2008, answer due 5/19/2008. (far, COURT STAFF) (Filed on 5/16/2008) (Entered: 05/21/2008)
05/16/2008	54	SUMMONS Returned Executed by Cornelius Lopes. Jason Sage served on 4/29/2008, answer due 5/19/2008. (far, COURT STAFF) (Filed on 5/16/2008) (Entered: 05/21/2008)
05/16/2008	55	SUMMONS Returned Executed by Cornelius Lopes. USA Cycling, Inc. served on 4/23/2008, answer due 5/13/2008. (far, COURT STAFF) (Filed on 5/16/2008) Modified on 5/21/2008 (far, COURT STAFF). (Entered: 05/21/2008)
05/16/2008	56	SUMMONS Returned Executed by Cornelius Lopes. Sally Wilson served on 4/29/2008, answer due 5/19/2008. (far, COURT STAFF) (Filed on 5/16/2008) (Entered: 05/21/2008)

05/20/2008	42	MOTION to Dismiss filed by Jason Sage, Gary Birch. Motion Hearing set for 6/25/2008 09:00 AM in Courtroom 3, 17th Floor, San Francisco. (Meuser, Mark) (Filed on 5/20/2008) (Entered: 05/20/2008)
05/20/2008	43	MEMORANDUM of POINTS and AUTHORITIES in Support of 42 MOTION to Dismiss filed by Jason Sage, Gary Birch. (Related document(s) 42) (Meuser, Mark) (Filed on 5/20/2008) Modified on 5/21/2008 (far, COURT STAFF). (Entered: 05/20/2008)
05/20/2008	44	Request for Judicial Notice re 42 MOTION to Dismiss filed by Jason Sage, Gary Birch. (Related document(s) 42) (Meuser, Mark) (Filed on 5/20/2008) Modified on 5/21/2008 (far, COURT STAFF). (Entered: 05/20/2008)
05/20/2008	45	Proposed Order re 42 MOTION to Dismiss by Jason Sage, Larry Nolan, Gary Birch. (Meuser, Mark) (Filed on 5/20/2008) Modified on 5/21/2008 (far, COURT STAFF). (Entered: 05/20/2008)
05/20/2008	46	CERTIFICATE OF SERVICE by Jason Sage, Larry Nolan, Gary Birch re 44 Request for Judicial Notice, 43 Memorandum, 45 Proposed Order, 42 MOTION to Dismiss (Meuser, Mark) (Filed on 5/20/2008) Modified on 5/21/2008 (far, COURT STAFF). (Entered: 05/20/2008)
05/21/2008	57	NOTICE of Appearance by Mark Philip Meuser (Meuser, Mark) (Filed on 5/21/2008) (Entered: 05/21/2008)
05/22/2008	58	JOINT CASE MANAGEMENT STATEMENT <i>FILED ON BEHALF OF DEFENDANTS LISA FARIA, SHARA MESIC BELTRANO, STACY PETTIGREW, FREEMONT FREEWHEELERS, LARRY NOLAN, GARRY BIRCH, JASON SAGE, RICHARD BROCKIE, SALLY WILSON, TIM O'HARA, USA CYCLING, INC., LINDA BUFFETTI, CB RICHARD ELLIS, NEWARK POLICE DEPARTMENT, JIM DAVIDS AND JOSEPH DALE WREN</i> filed by Shara Mesic, Lisa Faria, Petagrew. (Carlise, Andrea) (Filed on 5/22/2008) (Entered: 05/22/2008)
05/23/2008	59	CLERK'S NOTICE VACATING CASE MANAGEMENT CONFERENCE (Attachments: # 1 Certificate of Service) (nah, COURT STAFF) (Filed on 5/23/2008) (Entered: 05/23/2008)
05/23/2008		(Court only) ***Deadlines terminated. (far, COURT STAFF) (Filed on 5/23/2008) (Entered: 05/27/2008)
06/02/2008	60	MOTION to Dismiss filed by Newark Police Department, Jim Davis, Joseph Dale Wren. Motion Hearing set for 7/9/2008 09:00 AM in Courtroom 3, 17th Floor, San Francisco. (Lepper, Gary) (Filed on 6/2/2008) (Entered: 06/02/2008)
06/02/2008	61	Proposed Order re 60 Motion to Dismiss by Newark Police Department, Jim Davis, Joseph Dale Wren. (Lepper, Gary) (Filed on 6/2/2008) Modified on 6/3/2008 (far, COURT STAFF). (Entered: 06/02/2008)
06/02/2008	62	MOTION to Dismiss filed by Sally Wilson, Tim O'Hara, Fremont Freewheelers, Richard Brockie. Motion Hearing set for 7/9/2008 09:00 AM in Courtroom 3, 17th Floor, San Francisco. (Meuser, Mark) (Filed on 6/2/2008) (Entered: 06/02/2008)
06/02/2008	63	Brief re 62 MOTION to Dismiss filed by Sally Wilson, Tim O'Hara, Fremont Freewheelers, Richard Brockie. (Attachments: # 1 Affidavit of Fremont FreeWheelers, # 2 Affidavit of Timothy O'Hara, # 3 Affidavit of Richard Brockie, # 4 Affidavit of Sally Wilson)(Related

		document(s) 62) (Meuser, Mark) (Filed on 6/2/2008) (Entered: 06/02/2008)
06/02/2008	64	Proposed Order re 62 MOTION to Dismiss, 63 Brief, by Sally Wilson, Tim O'Hara, Fremont Freewheelers, Richard Brockie. (Meuser, Mark) (Filed on 6/2/2008) (Entered: 06/02/2008)
06/02/2008	65	CERTIFICATE OF SERVICE by Sally Wilson, Tim O'Hara, Fremont Freewheelers, Richard Brockie re 64 Proposed Order, 62 MOTION to Dismiss, 63 Brief, (Meuser, Mark) (Filed on 6/2/2008) (Entered: 06/02/2008)
06/03/2008	66	ORDER. Signed by Judge Hamilton on 6/3/2008. (pjhlcl, COURT STAFF) (Filed on 6/3/2008) (Additional attachment(s) added on 6/4/2008: # 1 Certificate of Service) (nah, COURT STAFF). (Entered: 06/03/2008)
06/03/2008		Set/Reset Deadlines as to 42 MOTION to Dismiss, 32 MOTION to Dismiss, 36 MOTION to Dismiss Pursuant to FRCP 12(b)(5)(6) MOTION to Dismiss Pursuant to FRCP 12(b)(5)(6) MOTION to Dismiss Pursuant to FRCP 12(b)(5)(6), 37 NOTICE OF MOTION AND MOTION TO DISMISS 1 COMPLAINT FOR FAILURE TO STATE A CLAIM UPON WHICH RELIEF CAN BE GRANTED [FRCP 12(b)(6) OR, IN THE ALTERNATIVE, MOTION FOR MORE DEFINITE STATEMENT [FRCP 12(e)]NOTICE OF MOTION AND MOTION TO DISMISS 1 COMPLAINT FOR FAILURE TO STATE A CLAIM UPON WHICH RELIEF CAN BE GRANTED [FRCP 12(b)(6) OR, IN THE ALTERNATIVE, MOTION FOR MORE DEFINITE STATEMENT [FRCP 12(e)]. Opposition due by 6/18/2008. Replies due by 6/25/2008. Motion Hearing set for 7/9/2008 09:00 AM in Courtroom 3, 17th Floor, San Francisco. (far, COURT STAFF) (Filed on 6/3/2008) (Entered: 06/04/2008)
06/18/2008	67	OPPOSITION to Dismissing Claims re 62 MOTION to Dismiss, 60 MOTION to Dismiss, 32 MOTION to Dismiss, 42 MOTION to Dismiss, 37 MOTION TO DISMISS filed by Cornelius Lopes. (far, COURT STAFF) (Filed on 6/18/2008) (Entered: 06/19/2008)
06/25/2008	68	REPLY MEMORANDUM of Points and Authorities in Support of 37 Defendants Faria, Beltrano and Pettigrew's Motion to Dismiss Complaint filed by Shara Mesic, Lisa Faria, Petagrew. (Wolan, Steven) (Filed on 6/25/2008) Modified on 6/25/2008 (far, COURT STAFF). (Entered: 06/25/2008)
06/25/2008	69	Reply to 67 Opposition filed by Newark Police Department, Jim Davis, Joseph Dale Wren. (Lepper, Gary) (Filed on 6/25/2008) Modified on 6/25/2008 (far, COURT STAFF). (Entered: 06/25/2008)
06/25/2008	70	DECLARATION of Furah Faruqui in Support of 69 Reply filed by Newark Police Department, Jim Davis, Joseph Dale Wren. (Attachments: # 1 Exhibit Exhibit A to Faruqui Declaration)(Lepper, Gary) (Filed on 6/25/2008) Modified on 6/25/2008 (far, COURT STAFF). (Entered: 06/25/2008)
06/25/2008	71	PROOF OF SERVICE re 69 Reply and 70 Declaration filed by Newark Police Department, Jim Davis, Joseph Dale Wren. (Lepper, Gary) (Filed on 6/25/2008) Modified on 6/25/2008 (far, COURT STAFF). (Entered: 06/25/2008)
06/25/2008	72	REPLY BRIEF in Support of its 36 Motion to Dismiss Pursuant to FRCP 12(b)(5)(6) filed by USA Cycling, Inc. and Linda Buffetti (Dalby, David) (Filed on 6/25/2008) Modified on 6/26/2008 (far, COURT STAFF). (Entered: 06/25/2008)
06/26/2008	73	CERTIFICATE OF SERVICE re 67 Opposition by Cornelius Lopes (far, COURT STAFF)

		(Filed on 6/26/2008) (Entered: 06/26/2008)
07/09/2008	74	Minute Entry: Hearing on Defendants' motion to dismiss held on 7/9/2008 before Phyllis J. Hamilton (Date Filed: 7/9/2008). Matters taken under submission. (Court Reporter Katherine Wyatt (415) 487-9834) (fj, COURT STAFF) (Date Filed: 7/9/2008) Modified on 7/9/2008 (far, COURT STAFF). (Entered: 07/09/2008)
07/11/2008	75	ORDER. Signed by Judge Hamilton on 7/11/2008. (pjhlcl, COURT STAFF) (Filed on 7/11/2008) (Additional attachment(s) added on 7/11/2008: # 1 Certificate of Service) (fj, COURT STAFF). (Entered: 07/11/2008)
07/16/2008	76	Transcript of Proceedings held on 7-9-08, before Judge Phyllis J. Hamilton. Court Reporter/Transcriber Katherine Wyatt, Telephone number 415-487-9834. Per General Order No. 59 and Judicial Conference policy, this transcript may be viewed only at the Clerks Office public terminal or may be purchased through the Court Reporter/Transcriber until the deadline for the Release of Transcript Restriction. After that date it may be obtained through PACER. Any Notice of Intent to Request Redaction, if required, is due no later than 5 business days from date of this filing. Redaction Request due 8/4/2008. Redacted Transcript Deadline set for 8/13/2008. Release of Transcript Restriction set for 10/14/2008. (kpw, COURT STAFF) (Filed on 7/16/2008) (Entered: 07/16/2008)
07/23/2008	77	DECLARATION of David Ian Dalby in Response to 75 Order After Hearing filed by Linda Buffetti, USA Cycling, Inc. (Attachments: # 1 Exhibit Exhibit A, # 2 Exhibit Exhibit B, # 3 Exhibit Exhibit C, # 4 Exhibit Exhibit D)(Dalby, David) (Filed on 7/23/2008) Modified on 7/23/2008 (far, COURT STAFF). (Entered: 07/23/2008)
07/31/2008	78	REPLY to Defense Dalby's Reply of the Courts Order filed by Cornelius Lopes. (far, COURT STAFF) (Filed on 7/31/2008) Modified on 8/5/2008 (far, COURT STAFF). (Entered: 08/04/2008)
08/04/2008	79	CERTIFICATE OF SERVICE re 78 REPLY to Defense Dalby's Reply of the Courts Order by Cornelius Lopes. (far, COURT STAFF) (Filed on 8/4/2008) (Entered: 08/05/2008)
08/07/2008	80	ORDER OF DISMISSAL AS TO CERTAIN DEFENDANTS. Signed by Judge Hamilton on 8/7/2008. (pjhlcl, COURT STAFF) (Filed on 8/7/2008) (Additional attachment(s) added on 8/8/2008: # 1 Certificate of Service) (nah, COURT STAFF). (Entered: 08/07/2008)
08/07/2008	81	ORDER by Judge Hamilton granting 32 36 42 62 Motions to Dismiss (pjhlcl, COURT STAFF) (Filed on 8/7/2008) (Additional attachment(s) added on 8/8/2008: # 1 Certificate of Service) (nah, COURT STAFF). (Entered: 08/07/2008)
08/07/2008	82	ORDER by Judge Hamilton granting 37 60 Motions to Dismiss (pjhlcl, COURT STAFF) (Filed on 8/7/2008) (Additional attachment(s) added on 8/8/2008: # 1 Certificate of Service) (nah, COURT STAFF). (Entered: 08/07/2008)
08/07/2008	83	JUDGMENT. Signed by Judge Hamilton on 8/7/2008. (pjhlcl, COURT STAFF) (Filed on 8/7/2008) (Additional attachment(s) added on 8/8/2008: # 1 Certificate of Service) (nah, COURT STAFF). (Entered: 08/07/2008)
08/07/2008		(Court only) ***Civil Case Terminated. (far, COURT STAFF) (Filed on 8/7/2008) (Entered: 08/08/2008)
08/07/2008		(Court only) *** Party Joe Baughman; Casey Carrington; FFBC Race Team; Fremont Freewheelers; Steve Grusis; K&K Insurance; Northern California and Nevada Cycling

		Assoc. (NCNCA); Robert Parker; Lloyd Rath; Larry Rosa; Bryan Sheppard; Lawrence Upthegrove; Jeff Wrong; Alameda County District Attorney and Peter Allen terminated. (far, COURT STAFF) (Filed on 8/7/2008) (Entered: 08/11/2008)
09/08/2008	84	NOTICE OF APPEAL as to 83 Judgment, 82 Order on Motion to Dismiss, by Cornelius Lopes. Filing fee \$ 455, Receipt Number 34611023214. (Attachments: # 1 Receipt)(far, COURT STAFF) (Filed on 9/8/2008) (Entered: 09/09/2008)